THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.12045 OF 2007

DATED: 12-06-2007

Between :

D.Ramachandraiah

… Petitioner

And

The Hon'ble Minister for Endowments,
Endowment-III, Secretariat,
Hyderabad and 2 others.

.. Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.12045 OF 2007

ORDER :

This writ petition is filed seeking a declaration that the order passed by the second respondent dated 21-05-2007 directing eviction of the petitioner under Section 83(4) of the Endowments Act, 1987, is arbitrary and illegal.

Questioning the said order, the petitioner preferred a revision petition before the first respondent on 05-06-2007 along with an application for stay of the impugned order dated 21-05-2007.

It is pleaded by the petitioner that the first respondent has not yet considered the said revision petition nor any orders have been passed on his application for stay, but in the meanwhile, the third respondent is taking steps to evict the petitioner in execution of the order of the second respondent dated 21-05-2007.

Having heard the learned counsel for the petitioner and the learned counsel appearing for the third respondent as well as the learned Government Pleader for Endowments appearing for the respondents 1 and 2 and having regard to the fact that the statutory revision is pending before the first respondent, I am of the opinion that it would be appropriate to protect the possession of the petitioner till appropriate orders are passed by the first respondent.

Accordingly, without expressing any opinion on merits, the writ petition is disposed of with a direction to the first respondent to dispose of the application for stay filed by the petitioner in the

revision preferred against the order of the second respondent dated 21-05-2007 and pass appropriate orders within a period of two weeks from the date of receipt of a copy of this order. Till such time, the impugned order dated 21-05-2007 shall not be given effect to. No costs.

_____

G. ROHINI, J.

Date 12-06-2007
KLP